

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

JOHN MIDDLETON, )  
Petitioner, ) **CAPITAL HABEAS**  
TROY STEELE, )  
Respondent )  
 ) No. 4:03CV543 CDP

## **MEMORANDUM AND ORDER**

This matter is before me on petitioner’s ex parte motion for expert services pursuant to 18 U.S.C. § 3599(f). Section 3599(f) states, “No ex parte proceeding, communication, or request may be considered pursuant to this section unless a proper showing is made concerning the need for confidentiality.” Petitioner has not made any showing of the need for confidentiality. As a result, I will direct petitioner either to make a proper showing of the need for confidentiality or to request that the ex parte designation be lifted.

Accordingly,

**IT IS HEREBY ORDERED** that, no later than seven (7) days from the date of this Order, petitioner shall either make a proper showing of the need for confidentiality or request that the ex parte designation be lifted.

Dated this 2<sup>nd</sup> day of June, 2014.

Catherine D. Perry  
CATHERINE D. PERRY  
UNITED STATES DISTRICT JUDGE